

Court of Appeals, State of Michigan

ORDER

In Re Khloe S Christie Minor

Docket No. 264953

LC No. 04-000612 NA

Stephen L. Borrello
Presiding Judge

Peter D. O'Connell

Patrick M. Meter
Judges

The Court orders that the claim of appeal is TREATED as an application for delayed appeal and it is GRANTED. The claim of appeal was untimely because appellant did not request counsel within 14 days of notice of the order terminating parental rights as required by MCR 3.977(I)(1)(c) and MCR 7.204(A). However, the trial court erroneously informed the appellant that he had 21 days in which to request counsel. Furthermore, it is the responsibility of the trial court to file the claim of appeal, not appellate counsel. See MCR 3.977(I)(2)(b). The time for taking further steps in this appeal runs from the Clerk's certification of this order.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

SEP 23 2005

Date

Sandra Schultz Mengel
Chief Clerk